IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.1146 OF 2006
IN
CRIMINAL APEAL NO.1054 OF 2006

Machindra Murlidhar Madhvai and anr ...Applicants

vs.

The State of Maharashtra ...Respondent

Mr.M.S.Karnik for the Applicants
Mr.U.V.Nikam, A.P.P. for State

CORAM: A.S.OKA,J.
DATE : NOVEMBER 23,2006.

P.C.:

1. The Appeal preferred by the Applicants for challenging the order of conviction under section 498-A read with section 34 of the Indian Penal Code has been admitted. The Applicants have been acquitted of the offences under section 302, 304-B read with section 34 of the said Code. The maximum substantive sentence is R.I.for three years. The Applicants were on bail throughout the trial and there is no allegation of misuse of the liberty granted to them during the pendency of the trial.

2. The Appeal is not likely to be heard before the period of substantive sentence is over. The fine amount has been deposited. Considering the facts and circumstances of the case, the Applicants deserve to be enlarged on bail.

3. Hence, I pass the following order :

i) The Applicants shall be enlarged on the same bail on which they were enlarged during the pendency of the trial subject to filing fresh bail bonds.

ii) Bail is granted submit to the condition that the Applicants will report to Yeola City Police Station, District Nashik once in every two months till the disposal of the Appeal.

JUDGE